



S&H Form: (2/01)  
DOCKET NO. 826.1640

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Michiteru KODAMA et al.

Serial No: 09/729,950

Group Art Unit: 3624

Confirmation No. 6943

Filed: December 6, 2000

Examiner: Charles R. Kyle

For: ELECTRONIC PURCHASE SYSTEM AND METHOD THEREOF

**COMMUNICATION TO THE EXAMINER REGARDING INFORMATION DISCLOSURE  
STATEMENT**

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

Copies of the Information Disclosure Statements filed on December 6, 2000 and August 12, 2005 in the above-referenced application are attached. The Examiner has not yet returned a copy of Form PTO-1449 filed December 6, 2000. In the Notice of Allowability, the Examiner returned a copy of Form PTO-1449 (copy enclosed) attached to the IDS filed August 12, 2005. The Examiner confirmed consideration of references AG-AJ by initialing the corresponding blocks; however, the Examiner did not return a copy of Attachment 1(g), initialed to indicate that the corresponding block to reference "AE" has been considered.

It is respectfully requested that the Examiner return a copy of the **Form PTO-1449** accompanying the Information Disclosure Statement filed **December 6, 2000** and a copy of **Attachment 1(g)** accompanying the Information Disclosure Statement filed **August 12, 2005**, signed and initialed to indicate that the references listed therein have been considered by the Examiner.



Serial No: 09/729,950

The Examiner is requested to telephone the undersigned should there be any questions concerning this Request.

Respectfully submitted,

STAAS & HALSEY LLP

Date: 4/6/05

By: Richard A. Gollhofer  
Richard A. Gollhofer  
Registration No. 31,106

1201 New York Ave, N.W., Suite 700  
Washington, D.C. 20005  
Telephone: (202) 434-1500  
Facsimile: (202) 434-1501



**COPY**

Attorney Docket No. 826.1640/JDH

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of: )  
 )  
Michiteru KODAMA, et al. )  
 ) Group Art Unit:  
Application No.: To be assigned )  
 ) Examiner: Unassigned  
Filed: December 5, 2000 )  
 )  
For: ELECTRONIC PURCHASE SYSTEM )  
AND METHOD THEREOF )

**INFORMATION DISCLOSURE STATEMENT**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

In accordance with the duty of disclosure provisions of 37 CFR §1.56, there is hereby provided certain information which the Examiner may consider material to the examination of the subject U.S. patent application. It is requested that the Examiner make this information of record if it is deemed material to the examination of the subject application.

1. Enclosures accompanying this Information Disclosure Statement are:

- 1a. ☒ Form PTO-1449.
- 1b. ☒ Copies of IDS citations.
- 1c. ☐ An English language copy of search report(s) from a counterpart foreign application or a PCT International Search Report.
- 1d. ☐ English language translation (complete or relevant portion(s)) attached to each non-English language publication.
- 1e. ☐ Explanations of Relevancy of References (ATTACHMENT 1(e), hereto) for providing a concise explanation of each non-English publication.
- 1f. ☐ List of Copending Applications (ATTACHMENT 1(f), hereto).

2. ☐ In accordance with 37 CFR §1.98, a concise explanation of what is presently understood to be the relevance of each non-English language publication is:

*(Check appropriate Items 2a, 2b, 2c and/or 2d)*

# COPY

- 2a. ☐ satisfied because all non-English language publications were cited on the enclosed English language copy of the PCT International Search Report or the search report from a counterpart foreign application indicating the degree of relevance found by the foreign office. (See U.S. Patent & Trademark Office's authorization in the Federal Register, Vol. 57, No. 12, January 17, 1992, at page 2031 (Reply to Comment 68).)
- 2b. ☐ set forth in the application.
- 2c. ☐ satisfied because an English language translation (complete or relevant portion(s)) is attached to each non-English language publication.
- 2d. ☐ enclosed as Attachment 1(e), hereto.
3. No admission is made that the information cited in this Statement is, or is considered to be, material to patentability nor a representation that a search has been made (other than search report(s) from a counterpart foreign application or a PCT International Search Report, if submitted herewith). 37 CFR §§ 1.97(g) and (h).

Respectfully submitted,

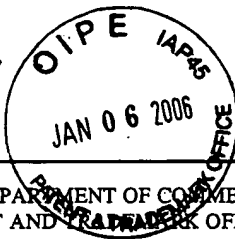
STAAS & HALSEY LLP

By: 

James D. Halsey, Jr.  
Registration No. 22,729

Dated: December 5, 2000  
700 Eleventh Street, N.W., Suite 500  
Washington, D.C. 20001  
Telephone: (202) 434-1500  
Facsimile: (202) 434-1501

# COPY



Sheet 1 of 1

FORM PTO-1449

U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE

ATTORNEY DOCKET NO.

826.1640/JDH

APPLICATION NO.

To be assigned

**LIST OF REFERENCES CITED BY APPLICANT***(Use several sheets if necessary)*

FIRST NAMED INVENTOR

Michiteru KODAMA, et al.

FILING DATE

December 5, 2000

GROUP ART UNIT

Unassigned

**U.S. PATENT DOCUMENTS**

*EXAMINER INITIAL		DOCUMENT NO.	DATE	NAME	CLASS	SUB- CLASS	FILING DATE
	AA	5,878,400					
	AB						
	AC						
	AD						
	AE						
	AF						

**FOREIGN PATENT DOCUMENTS**

		DOCUMENT NO.	DATE	COUNTRY	CLASS	SUB- CLASS	TRANSLATION YES NO	
	AG							
	AH							
	AI							
	AJ							
	AK							
	AL							

**OTHER REFERENCES (Including Author, Title, Date, Pertinent Pages, Etc.)**

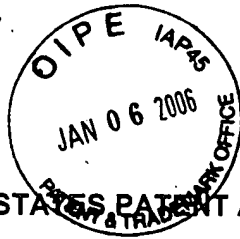
	AM	TRILOGY™, Enterprise Class E-Business Solutions, <a href="http://www.trilogy.com/products/products.asp">www.trilogy.com/products/products.asp</a> .
	AN	
	AO	

EXAMINER

DATE CONSIDERED

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

COPY



Attorney Docket No. 826.1640

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Michiteru KODAMA et al.

Application No.: 09/729,950

Group Art Unit: 3624

Filed: December 6, 2000

Examiner: Charles R. Kyle

For: ELECTRONIC PURCHASE SYSTEM AND METHOD THEREOF

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure provisions of 37 CFR § 1.56, there is hereby provided certain information which the Examiner may consider material to the examination of the subject U.S. patent application. It is requested that the Examiner make this information of record if it is deemed material to the examination of the subject application.

1. Enclosures accompanying this Information Disclosure Statement are:

- 1a. ☒ Form PTO-1449.
- 1b. ☒ Copy(ies) of IDS citation(s), except for U.S. Patents and U.S. Patent Application publications.
- 1c. ☒ English language copy of a communication(s) from a foreign Patent Office or a PCT International Search Report.
- 1d. ☒ English language translation (complete, Abstract or relevant portion(s)) attached to non-English language publications as indicated on the attached Form PTO-1449.
- 1e. ☐ Explanations of Relevancy of References (ATTACHMENT 1(e), hereto) for providing a concise explanation of non-English publications.
- 1f. ☐ List of Copending Applications (ATTACHMENT 1(f), hereto).
- 1g. ☐ List of Additional Submitted Documents (ATTACHMENT 1(g), hereto).

2. ☐ This Information Disclosure Statement is filed under 37 CFR § 1.97(b):

(Check either Item 2a or 2b or 2c or 2d)

- 2a. ☐ Within three months of the filing date of a national application;
- 2b. ☐ Within three months of the date of entry of the national stage as set forth in § 1.491 in an international application.
- 2c. ☐ Before the mailing of a first Office Action on the merits; or
- 2d. ☐ Before the mailing of a first Office Action after the filing of a Request for Continued Examination under § 1.114.

3. ☐ This Information Disclosure Statement is filed under 37 CFR § 1.97(c) after the period specified in paragraph 2 above but before the mailing date of any of a Final Office Action under § 1.113, a Notice of Allowance under § 1.311 or an action that otherwise closes prosecution in the application, AND
- (Check either Item 3a or 3b; Item 3b to be checked if any reference known for more than 3 months)*
- 3a. ☐ The § 1.97(e) Statement in Item 5 below is applicable; OR
- 3b. ☐ The \$180.00 fee set forth in 37 CFR § 1.17(p) is:
- ☐ enclosed.
- ☐ to be charged to Deposit Account No. 19-3935.
4. ☒ This Information Disclosure Statement is filed under 37 CFR § 1.97(d) after the period specified in paragraph 3 above, but on or before payment of the Issue Fee, AND
- 4a. ☒ The § 1.97(e) Statement in Item 5 below is applicable; AND
- 4b. ☒ The \$180.00 fee set forth in 37 CFR § 1.17(p) is:
- ☐ enclosed.
- ☐ to be charged to Deposit Account No. 19-3935.
5. ☒ Statement under § 1.97(e) (*applicable if Item 3a or Item 4a is checked*)
- (Check either Item 5a or 5b)*
- 5a. ☒ In accordance with 37 CFR § 1.97(e)(1), it is stated that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.
- 5b. ☐ In accordance with 37 CFR § 1.97(e)(2), it is stated that no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in this Information Disclosure Statement was known by any individual designated in § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement.
6. ☐ This is a continuation/divisional/continuation-in-part application under 37 CFR § 1.53(b).
- (Check appropriate Items 6a and/or 6b)*
- 6a. ☐ Copies of the publications listed on the attached Form PTO-1449 which were previously cited in prior application Serial No. \_\_, filed on \_\_, and which is relied on for an earlier effective filing date for the subject application under 35 U.S.C. § 120, have been omitted pursuant to 37 CFR § 1.98(d).
- 6b. ☐ Copies of the publications listed on the attached Form PTO-1449 which were not previously cited in prior application Serial No. \_\_, filed on \_\_, and which is relied on for an earlier effective filing date for the subject application under 35 U.S.C. § 120, are provided herewith.

**COPY**

7. ☐ This is a Request for Continued Examination under 37 CFR § 1.114.  
(Check either Item 7a or 7b)
- 7a. ☐ The Issue Fee has not been paid.
- 7b. ☐ A Petition to Withdraw from issue under 37 CFR § 1.313(c) is filed concurrently herewith or has been granted. A Request for Continued Examination under 37 CFR § 1.114, after payment of the Issue Fee, is proper in accordance with 37 CFR § 1.114(a), respectively.
8. ☐ This is a Supplemental Information Disclosure Statement.  
(Check either Item 8a or 8b)
- 8a. ☐ This Supplemental Information Disclosure Statement under 37 CFR § 1.97(f) supplements the Information Disclosure Statement filed on \_\_\_\_\_. A bona fide attempt was made to comply with 37 CFR § 1.98, but inadvertent omissions were made. These omissions have been corrected herein. Accordingly, additional time is requested so that this Supplemental IDS can be considered as if properly filed on \_\_\_\_\_.
- 8b. ☐ This Supplemental Information Disclosure Statement is timely filed within one (1) month of the Notice under 37 CFR §§ 1.97 and 1.98, mailed \_\_\_\_\_.
9. ☒ In accordance with 37 CFR § 1.98, a concise explanation of what is presently understood to be the relevance of each non-English language publication is:  
(Check appropriate Items 9a, 9b, 9c and/or 9d)
- 9a. ☒ satisfied for the non-English language publication(s) cited on the enclosed "English language version of the search report or action which indicates the degree of relevance found by the foreign office". (See MPEP § 609, Minimum Requirements for an Information Disclosure Statement, Part A(3): Concise Explanation of Relevance, 8th Ed., Rev. 2)
- 9b. ☐ set forth in the application.
- 9c. ☐ satisfied for the non-English language publication(s) indicated on the attached Form PTO-1449 as having an English language translation (complete or relevant portion(s)) attached thereto.
- 9d. ☐ enclosed as Attachment 1(e), hereto.
10. No admission is made that the information cited in this Statement is, or is considered to be, material to patentability nor a representation that a search has been made (other than search report(s) from a counterpart foreign application or a PCT International Search Report, if submitted herewith). 37 CFR §§ 1.97(g) and (h).



**COPY**

Serial No.: 09/729,950

11. The Commissioner is authorized to credit any overpayment or charge any additional fee required under 37 CFR § 1.17 for this Information Disclosure Statement to Deposit Account No. 19-3935.

Respectfully submitted,

STAAS & HALSEY LLP

Dated: 8/12/05  
1201 New York Ave., N.W., 7th Floor  
Washington, D.C. 20005  
Telephone: (202) 434-1500  
Facsimile: (202) 434-1501

By: Richard A. Gollhofer  
Richard A. Gollhofer  
Registration No. 31,106

Please Date Stamp and return

Information Disclosure Statement; PTO-1449; (4 references); Check for \$180.00

---

APPLICANT(S): Michiteru KODAMA et al.

SERIAL NO: 09/729,950

CONFIRMATION NO. 6943

TITLE: ELECTRONIC PURCHASE SYSTEM AND METHOD THEREOF

FILING DATE : December 6, 2000

DOCKET NO: 826.1640/RAG:nc

DUE DATE: August 17, 2005



**COPY**

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Sheet 1 of 1

FORM PTO-1449  U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE  <b>INFORMATION DISCLOSURE STATEMENT</b>  (Use several sheets if necessary)	ATTORNEY DOCKET NO. 826.1640	APPLICATION NO. 09/729,950
	FIRST NAMED INVENTOR Michiteru KODAMA	
	FILING DATE December 6, 2000	GROUP ART UNIT 3624

**U.S. PATENT DOCUMENTS**

*EXAMINER INITIAL		DOCUMENT NO.	DATE	NAME	CLASS	SUB- CLASS	FILING DATE
	AA						
	AB						
	AC						
	AD						
	AE						
	AF						

**FOREIGN PATENT DOCUMENTS**

		DOCUMENT NO.	DATE	COUNTRY	TRANSLATION YES NO		ABSTRACT
	AG	10-149406	06/02/1998	Japan			X
	AH	10-261026	09/29/1998	Japan			X
	AI	11-7467	01/12/1999	Japan			X
	AJ	11-53428	02/26/1999	Japan			X
	AK						
	AL						

**OTHER REFERENCES (Including Author, Title, Date, Pertinent Pages, Etc.)**

			TRANSLATION YES NO	
	AM			

EXAMINER	DATE CONSIDERED
<b>*EXAMINER:</b> Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	

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## ATTACHMENT 1(g)

### LIST OF ADDITIONAL SUBMITTED DOCUMENTS

ATTORNEY DOCKET NO.	APPLICATION NO.
826.1640	09/729,950
FIRST NAMED INVENTOR	
Michiteru KODAMA	
FILING DATE	GROUP/ART UNIT
December 6, 2000	3624

The following document(s) is/are listed in accordance with the duty of disclosure provisions of 37 CFR § 1.56, so that the Examiner may consider same should he deem any thereof to be material to examination of the subject application.

It is requested that the Examiner acknowledge his consideration of document(s) below-listed by initialing same in the space provided adjacent each such application and that the Examiner sign and date this form at the bottom thereof to confirm such consideration having been given.

This submission in no way represents an admission that any of the information listed herein constitutes prior art with respect to the subject application; and unless and until such prior art status is established, this submission is not a request that the information presented herein be printed on the face of any patent issuing from the subject application in which this information is being filed.

### U.S. PATENT DOCUMENTS

*EXAMINER INITIAL		DOCUMENT NO.	DATE	NAME	CLASS	SUB-CLASS	FILING DATE
	AA						
	AB						

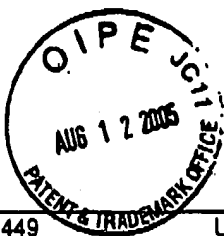
### FOREIGN PATENT DOCUMENTS

		DOCUMENT NO.	DATE	COUNTRY	CLASS	SUB-CLASS	TRANSLATION YES NO	
	AC							
	AD							

### OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

			TRANSLATION YES NO	
	AE	Notice of Rejections for Japanese Patent Application No. 11-369035 mailed May 17, 2005	Partial	

EXAMINER	DATE CONSIDERED
*EXAMINER: Initial if document considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	



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Sheet 1 of 1

FORM PTO-1449  <b>U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE</b>  <b>INFORMATION DISCLOSURE STATEMENT</b>  (Use several sheets if necessary)	ATTORNEY DOCKET NO. <b>826.1640</b>	APPLICATION NO. <b>09/729,950</b>
	FIRST NAMED INVENTOR <b>Michiteru KODAMA</b>	
	FILING DATE <b>December 6, 2000</b>	GROUP ART UNIT <b>3624</b>

### U.S. PATENT DOCUMENTS

*EXAMINER INITIAL		DOCUMENT NO.	DATE	NAME	CLASS	SUB- CLASS	FILING DATE
	AA						
	AB						
	AC						
	AD						
	AE						
	AF						

### FOREIGN PATENT DOCUMENTS

		DOCUMENT NO.	DATE	COUNTRY	<u>TRANSLATION</u> YES NO		ABSTRACT
<i>1-11C</i>	AG	10-149406	06/02/1998	Japan			X
<i>CRK</i>	AH	10-261026	09/29/1998	Japan			X
<i>CRK</i>	AI	11-7467	01/12/1999	Japan			X
<i>CRK</i>	AJ	11-53428	02/26/1999	Japan			X
	AK						
	AL						

OTHER REFERENCES (Including Author, Title, Date, Pertinent Pages, Etc.)

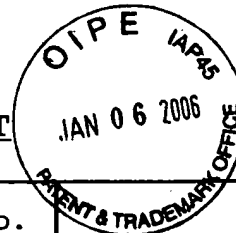
<u>TRANSLATION</u>	
YES	NO

	AM			
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EXAMINER <i>Charles R. J. C.</i>	DATE CONSIDERED <i>12/1/05</i>
*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	

# COPY

## PRIOR ART INFORMATION LIST



Your case No.

Our case No.

2000FJ553

Inventor, Patent Number, Country, Author, Title, Name of Document	Issue date	Concise Explanation of the Relevance (indication of page, column, line, figure of the relevant portion)
1) USP 5,878,400  2) TRILOGY Enterprise Class E-Business Solutions <a href="http://www.trilogy.com/products/products.asp">www.trilogy.com/products/ products.asp</a>		